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20  
21 Attorneys for Plaintiff / Counterdefendant  
22 THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

23  
24 UNITED STATES DISTRICT COURT  
25  
26 NORTHERN DISTRICT OF CALIFORNIA

27  
28 THE REGENTS OF THE UNIVERSITY OF  
CALIFORNIA,

Plaintiff,

v.

30  
31 MICRO THERAPEUTICS, INC., a Delaware  
32 corporation, DENDRON GmbH, a German  
33 corporation, and ev3 INC., a Delaware  
34 corporation,

35  
36 Defendant,

37  
38 MICRO THERAPEUTICS, INC., a Delaware  
39 corporation, and DENDRON GmbH, a German  
40 corporation,

41  
42 Third Party Plaintiffs,

43 v.

44  
45 BOSTON SCIENTIFIC CORPORATION,  
46 a Delaware corporation, and TARGET  
47 THERAPEUTICS, INC. a Delaware corporation,

48  
49 Third Party Defendants.

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51 Case No. C 03 05669 JW (RS)

52  
53 **JOINT STIPULATION AND [PROPOSED]  
54 ORDER RE EXPERT DEADLINES  
55 [CIV. L. R. 6-2, 7-12]**

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff and Counterdefendant The Regents of  
 2 the University of California (“The Regents”), Defendants and Third Party Plaintiffs Micro  
 3 Therapeutics, Inc., Dendron GmbH and ev3 Inc. (collectively “MTI”), and Third Party Defendants  
 4 Boston Scientific Corporation and Target Therapeutics, Inc. (collectively “Boston Scientific”)  
 5 hereby stipulate and jointly request the following modification to expert deadlines.

6 The proposed schedule advances the deadline for all expert reply reports with the exception  
 7 of MTI’s expert reply reports on invalidity. The parties propose extending MTI’s reply reports on  
 8 invalidity by only three days. *See* accompanying Declaration of Patrick Premo filed in support of  
 9 this stipulation (“Premo Decl.”) ¶ 4.

PRETRIAL / TRIAL ACTIVITIES	DEADLINES
<ul style="list-style-type: none"> <li>• L/D for MTI to supplement its Opening Expert Reports on Invalidity</li> <li>• L/D for The Regents to serve Reply Expert Reports in response to MTI’s Rebuttal Reports being served on May 7, 2007</li> </ul>	May 21, 2007
<ul style="list-style-type: none"> <li>• L/D for MTI to serve Reply Expert Reports in Response to the Expert Rebuttal Reports of Boston Scientific and The Regents served on April 30 and May 3, 2007</li> <li>• L/D for The Regents to serve Reply Expert Report to MTI’s Rebuttal Report served on May 3, 2007</li> </ul>	May 25, 2007
L/D for The Regents to Exchange Rebuttal Expert Disclosures and Reports in response to MTI’s Opening and Supplemental Reports served on April 2 and May 21, 2007, respectively	June 11, 2007
L/D for MTI to serve Reply Expert Reports in response to The Regents’ Rebuttal Reports being served on June 11, 2007	June 25, 2007
L/D for Parties to Complete Expert Discovery	July 13, 2007

1           The Court and parties have made limited adjustments to fact and expert discovery in  
 2 stipulations or orders filed on June 27, 2006 (Dkt. 344), January 12, 2007 (Dkt. 385), March 29,  
 3 2007 (Dkt. 532), and May 1, 2007 (Dkt. 622). The proposed modification will not impact  
 4 hearing dates for scheduled motions for summary judgment, will not alter any other pretrial  
 5 deadlines, and will not move the trial date, which is currently set for October 16, 2007. (Premo  
 6 Decl. ¶¶ 4-5.)

7           Dated: May 10, 2007

8           By: /s/ Charlene M. Morrow

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 14           THE REGENTS OF THE UNIVERSITY OF  
 15           CALIFORNIA

16           Dated: May 10, 2007

17           By: /s/ Michelle Umberger

18           John S. Skilton (*Pro Hac Vice*)  
 19           Michelle M. Umberger (*Pro Hac Vice*)  
 20           HELLER EHRLMAN LLP  
 21           Attorneys for Defendants/Counterclaimants  
 22           MICRO THERAPEUTICS, INC. and DENDRON GMBH

23           Dated: May 10, 2007

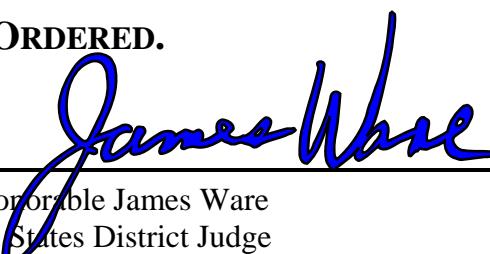
24           By: /s/ Roland H. Schwillinski

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 28           BOSTON SCIENTIFIC and TARGET THERAPEUTICS,  
 29           INC.

30           **ORDER**

31           **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

32           Dated: May 10, 2007

33             
 34           The Honorable James Ware  
 35           United States District Judge

36           1266808